

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
PINE BLUFF DIVISION**

**DAMONT EWELLS
ADC #109853**

PLAINTIFF

v. No. 5:19-cv-316-DPM-JTR

**SONDRA PARKER, Health Services Administrator,
Nurse Supervisor, Varner Supermax; ESTELLA
BLAND, Health Services Provider, Nurse Practitioner,
Varner Unit, ADC; DENISE POWELL, Nurse, ADC;
KAYLA HARGRAVE, Nurse, ADC;
LISA WITHERSPOON, Nurse**

DEFENDANTS

ORDER

The Court adopts Magistrate Judge Ray's unopposed recommendation, *Doc. 95*. FED. R. CIV. P. 72(b) (1983 addition to advisory committee notes). Motion for summary judgment, *Doc. 76*, granted. Ewells's claims regarding the alleged denial of a psychological examination, the alleged operation of the medical department to cut costs, and the alleged pattern of misconduct – which he raised for the first time in his response to the motion for summary judgment – will be dismissed without prejudice. All remaining claims will be dismissed with prejudice.

So Ordered.

D.P. Marshall Jr.

D.P. Marshall Jr.
United States District Judge

11 March 2022